

Tennessee Board of Nursing
665 Mainstream Drive
Iris, Poplar and Dogwood Rooms
Nashville, Tennessee

MINUTES

August 3-4, 2016

Call to Order

Brent Earwood, APN, Chair called the meeting to order at 8:33 a.m. in the Iris Room.

Roll Call and Quorum

Ms. Sandra Powell called roll.

Present: Brent Earwood, APN; Juanita Turnipseed, APN; Lisa Heaton, RN; Arthur Thompson, LPN; Marietha Silvers, RN; Lee Anne Stearnes, APN; Leslie Akins, APN; Mark Young, APN arrived at 8:37 a.m.

Absent: Martha Buckner, RN; Lee Mills, public member; Janell Cecil, RN

A quorum was present.

Welcome and Introduction of Guests

Mr. Earwood welcomed the Board members and guests in the audience and called for self-introductions. Guests: students from Tennessee College of Applied Technology-Clarksville and Tennessee College of Applied Technology-Harriman; in addition those not choosing to make the board aware of their affiliation.

Introduction of Staff

Elizabeth Lund, Executive Director and Mark Waters, Deputy General Counsel introduced staff.

Board staff:

Sandra Powell, Administrative Director

Teresa Phillips, Nurse Consultant

Liz Sherfy, Nurse Consultant

Diana Merickle, Board Assistant

Legal staff:

Mark Cole, Assistant General Counsel

Todd Pinckley, Assistant General Counsel

Hannah Lanford, Assistant General Counsel

Matt Gibbs, Assistant General Counsel

Jamie Formont, Assistant General Counsel

Samuel Moore, Assistant General Counsel

Eric Winters, Legal Assistant

Approve May 19-20, 2016 board meeting minutes, May 20 summary suspension minutes, May 27 hearing following summary suspension, July 12, 2106 electronic board meeting minutes

Ms. Turnipseed made the motion to approve the May 19-20, Mr. Mark Young seconded; motion carried. Mr. Young made a motion to approve May 20, 2016 minutes, Ms. Turnipseed seconded; motion carried. Ms. Turnipseed made a motion to approve May 27, 2016 minutes, Ms. Akins seconded; motion carried. Ms. Silvers made a motion to approve July 12, 2016 minutes, Mr. Young seconded; motion carried.

Assign Panels and Panel Chairs

Mr. Earwood assigned panels and panel chairs:

Panel 1 – Earwood (Chair), Akins, Thompson, Silvers

Panel 2 – Turnipseed (Chair), Stearns, Young, Heaton

<u>Panel 1 – Iris Room</u>	<u>Panel 2 – Poplar Room</u>
Brent Earwood, chair	Juanita Turnipseed, chair
Leslie Akins	Lee Anne Stearnes
Arthur Thompson	Mark Young
Marietha Silvers	Lisa Heaton

Call the docket

Mr. Mark Waters

Disciplinary Business (Panel 1, Iris Room; Panel 2, Poplar Room)

Panel 2 adjourned to the Poplar Room.

Panel 1 – Brent Earwood, chair; Leslie Akins, Arthur Thompson, Marietha Silvers

A quorum was present. Administrative Law Judge Steve Darnell presided.

<u>Larry Fields</u> 6344 Acorn Dr. Bartlett, TN 38134	LPN Lic. No. 82352	Cole, State’s Attorney	Mr. Fields was not present and not represented by counsel. Mr. Cole requested to proceed in default. Judge Darnell ruled that the service of notice was sufficient to proceed. Ms. Silvers moved to proceed in default. Ms. Akins seconded and motion carried. Judge Darnell reviewed the technical record. Following presentation of testimony and state’s proof, Ms. Akins moved
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			<p>to accept the findings of fact as listed in the proposed final order 1 through 8 as true and accurate. Mr. Thompson seconded; motion carried.</p> <p>Mr. Silvers moved to accept the conclusions of law contained in the state's proposed order paragraphs (2) through (8). This finds that respondent's acts and conduct violated TCA 63-7-115(a) (1) (F) and rule 1000-02-.13(1)(v), Ms. Akins seconded; motion carried.</p> <p>Ms. Earwood moved to revoke Mr. Field's LPN license, assess \$1,000.00 in civil penalties and assess costs not to exceed (\$5,000.00). Ms. Silvers seconded; motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. Seconded by Ms. Silvers. The Board finds the appropriate action taken; motion carried.</p>
<p><u>Barbara Mullin</u> 116 Miles Street LaVerge, Tennessee 37086 and 604 Burgundy Drive Madison, Tennessee 37115 and 186 Old Nashville Hwy LaVergne, Tennessee 37086</p>	<p>RN Lic. No. 107045</p>	<p>Lanford, State's Attorney</p>	<p>Ms. Mullin was not present and not represented by counsel. Ms. Lanford requested to proceed in default. Judge Darnell ruled that the service of notice was sufficient to proceed. Ms. Silvers moved to proceed in default. Ms. Akins seconded and motion carried. Judge Darnell reviewed the technical record.</p> <p>Following presentation of testimony and state's proof, Mr. Earwood moved to accept the findings of fact as listed in the proposed final order 1</p>

			<p>through 4 as true and accurate. Mr. Thompson seconded and motion carried.</p> <p>Ms. Akins moved to accept the conclusions of law contained in the state's proposed order facts as found in paragraph (2) through (4). This finds that respondent's acts and conduct violated TCA 63-7-115(a) (1) (B). Ms. Silvers seconded; motion carried.</p> <p>Mr. Earwood moved to revoke Ms. Mullin's RN license, assess \$3,000.00 in civil penalties and assess costs not to exceed five thousand dollars (\$5,000.00). Mr. Silvers seconded the motion and motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. Seconded by Ms. Silvers. The Board finds the appropriate action taken; motion carried.</p>
<p><u>Tracy L. Poole</u> 3816 Country Park Lane Murfreesboro, Tennessee 37128</p> <p>1211 Hazelwood Street, Apt. H117 Murfreesboro, Tennessee, 37130</p>	<p>RN Lic. No. 153241</p>	<p>Lanford, State's Attorney</p>	<p>Ms. Poole was present and not represented by counsel.</p> <p>Following testimony and proof, Ms. Silvers moved to accept the findings of fact as listed in the proposed final order 1 through 3 as true and accurate. Mr. Thompson seconded; motion carried.</p> <p>Ms. Akins moved to accept the conclusions of law contained in the state's proposed order facts as found in paragraph (3). This finds that respondent's acts and conduct violated TCA 63-7-115(a) (1)</p>

			<p>(B)(F)(G) and TCA 63-7-120(a) (5). Ms. Silvers seconded; motion carried.</p> <p>Mr. Earwood moved for an order of TnPaP, assess \$700.00 in civil penalties and assess costs not to exceed (\$3,000.00). The TnPaP portion of the previous consent order will be met within ninety (90) days. Ms. Akins seconded; motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. Seconded by Ms. Silvers. The Board finds the appropriate action taken; motion carried.</p>
<p><u>Ashley J. Stillman</u> 7710 East Brainerd Road, #1011 Chattanooga, Tennessee 37421</p> <p>6850 Hickory Lane Chattanooga, Tennessee 37421</p>	<p>R.N. Lic. No. 176333</p>	<p>Lanford, State's Attorney</p>	<p>Ms. Stillman was not present and not represented by counsel. Ms. Lanford requested to proceed in default. Judge Darnell ruled that the service of notice was sufficient to proceed. Ms. Silvers moved to proceed in default. Mr. Earwood seconded and motion carried. Judge Darnell reviewed the technical record.</p> <p>Following presentation of testimony and state's proof, Mr. Earwood moved to accept the findings of fact as listed in the proposed final order 1 through 5 as true and accurate. Ms. Silvers seconded; motion carried.</p> <p>Ms. Silvers moved to accept the conclusions of law contained in the state's proposed order facts as found in paragraph (3) through (5). This finds that respondent's acts and conduct violated TCA 63-7-115(a)</p>

			<p>(1) (F) and rule 1000-01-.13 (1) (g)(d). Ms. Akins seconded; motion carried.</p> <p>Ms. Silvers moved to revoke Ms. Stillman’s RN license, assess \$1,000.00 in civil penalties and assess costs not to exceed (\$5,000.00). Ms. Thompson seconded; motion carried.</p> <p>Mr. Earwood read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. Seconded by Ms. Thompson. The Board finds the appropriate action taken; motion carried.</p>
<p><u>Caren Leslie Kennedy</u> 1138 N. Germantown Parkway Suite 101-283 Cordova, TN 38016</p>	<p>R.N. Lic. No. 113876</p>	<p>Lanford, State’s Attorney</p>	<p>Ms. Kennedy was present and not represented by counsel.</p> <p>Following testimony and proof, Mr. Earwood moved to accept the findings of fact as listed in the proposed final order 1 through 5 as true and accurate. Mr. Thompson seconded; motion carried.</p> <p>Ms. Silvers moved to accept the conclusions of law contained in the state’s proposed order facts as found in paragraph (2) through (4). This finds that respondent’s acts and conduct violated TCA 63-7-115(a) (1) (B)(A). Ms. Akins seconded; motion carried.</p> <p>Ms. Silvers moved for an order of TnPaP, assess \$3,000.00 in civil penalties and assess costs not to exceed (\$5,000.00). Ms. Akins seconded; motion carried.</p> <p>Mr. Earwood read the policy</p>

			statement of the board to protect the health, safety and welfare of the citizens of Tennessee. Seconded by Ms. Akins. The Board finds the appropriate action taken; motion carried.
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Panel 2 – Juanita Turnipseed, Chair; Lee Anne Stearnes, Mark Young, Lisa Heaton

A quorum was present. Judge Stovall presided.

<p><u>Elizabeth Calloway</u> 7012 Watkins Lane Harrison, TN 37341</p>	<p>RN Lic. No. 188382</p>	<p>Formont, State’s Attorney</p>	<p>Ms. Calloway was not present and not represented by counsel. Following proof of service Judge Stovall determined sufficient proof of service and allowed case to proceed. Ms. Heaton moved to proceed in default; Mr. Young seconded, motion carried.</p> <p>Following testimony and presentation of proof, Ms. Heaton moved to accept the findings of fact as listed in the proposed final order 1 through 5 true as written. Mr. Young seconded and motion carried.</p> <p>Ms. Heaton moved to accept the conclusions of law contained in the state’s proposed order. This finds that respondent’s acts and conduct violated TCA 63-7-115 (a) (1) (C) (F) and rule 1000-01-.13(1)(c) Mr. Young seconded; motion carried.</p> <p>Ms. Heaton moved to revoke RN license and void multistate privilege to practice, , assess (3) Type A Civil Penalties in the amount of one thousand dollars (\$1,000) each for a total of three thousand dollars (\$3,000.00), and assessment of cost not to exceed five thousand dollars (\$5,000). Mr. Mills seconded and motion carried. Ms. Turnipseed read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee.</p>
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			The Board finds the appropriate action taken; motion carried.
<p><u>Deborah Hermann</u> 117 Aloha Port Orange, FL 32129</p> <p>P.O. Box 723 Decherd, TN 37324</p> <p>261 Dry Creek Lane Winchester, TN 37398</p> <p>2690 Forest Run Drive Melbourne, FL 32935</p>	<p>RN Lic. No. 197384</p>	<p>Gibbs, State's Attorney</p>	<p>Ms. Herman was present and not represented by counsel. Ms. Hermann requested a continuance based on medical issues. Ms. Stearnes moved to grant continuance based on medical issues, seconded by Mr. Young, motion carried.</p>
<p><u>Angela Davis</u> 11200 Three Rivers Road Apt 21A Gulf Port, MS 39503</p> <p>16 Jefferson Road Wiggins, MS 39577</p>	<p>MS RN License No. R886196</p>	<p>Formont, State's Attorney</p>	<p>Ms. Davis was not present and not represented by counsel. Following presentation of proof of service, Judge Stovall determined sufficient proof of service. Ms. Formont asked to proceed in default. Ms. Heaton moved to proceed in default. Mr. Young seconded; motion carried.</p> <p>Following presentation of testimony and state's proof, Ms. Stearnes moved to accept the findings of fact as listed in the proposed final order 1 through 8 as true and accurate with revision of nine patients in paragraph 8. Mr. Young seconded; motion carried.</p> <p>Ms. Stearnes moved to accept the conclusions of law contained in the paragraph's 9 and 10 of state's proposed order, Mr. Young seconded; motion carried.</p> <p>Ms. Stearnes moved to revoke Ms. Davis's privilege to practice in Tennessee, assess \$1,000.00 each in civil penalties, totaling (\$31,000) and assess costs not to exceed (\$5,000.00). Mr. Young seconded; motion carried.</p>

			Ms. Turnipseed read the policy statement of the board to protect the health, safety and welfare of the citizens of Tennessee. The Board finds the appropriate action taken; motion carried.
<p><u>Teri Mizell (Eubanks)</u> 245 A. Pleasant Hill Church Road Lucedale, MS 39452</p> <p>722 Maxine Drive Long Beach, MS 39560</p>	MS RN License No. R886196	Formont, State's Attorney	<p>Ms. Mizell was not present and not represented by counsel. Ms. Formont moved that the case proceed in default. Following proof of service, Judge Stovall ruled sufficient notice is proven and the case may proceed in default. Mr. Young moved to proceed in default, Ms. Heaton seconded; motion carried.</p> <p>Following testimony and proof, Mr. Young moved to accept the findings of fact as listed in the proposed final order 1 through 6 true as written. Ms. Stearnes seconded and motion carried.</p> <p>Mr. Young made a motion to accept the conclusions of law as outlined in paragraph 7 & 8. This finds that respondent's acts and conduct violated TCA §63-7-115(a)(1)(C)(F) and Rule 1000-01-.13 (1)(b)(d)(e). Ms. Heaton seconded and motion carried.</p> <p>Mr. Young made a motion to revoke the privilege to practice in Tennessee. Also to assess 33 civil penalties one thousand dollars (\$1,000.00) each for total of (\$33,000) paid in (24) months and assessment costs shall not exceed five-thousand dollars (\$5,000.00) to be paid in full within (12) months. Ms. Heaton seconded and motion carried.</p>

Agreed/Consent Orders

Mark Waters

Michelle A. Stuart	R.N. Lic. No. 158906	Mr. Earwood moved to accept the agreed supplemental final order of
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		suspension. Seconded by Ms. Akins; motion carried.
Janis Arnis Berzins	R.N. Lic. No. 94688	Ms. Akins moved to accept the consent order of standard TnPAP. Seconded by Ms. Silvers; motion carried.
Mitzi T. Windham	R.N. Lic. No. 65548	Mr. Thompson moved to accept the consent order to voluntarily surrender license. Seconded by Mr. Earwood; motion carried.
Carrie D. Mc Daniel	R.N. Lic. No. 175759	Ms. Silvers moved to accept the consent order of standard TnPAP. Seconded by Mr. Earwood; motion carried.

Jamie Formont

Millicent Cathey	LPN License No. 60224	Mr. Young moved to accept the agreed order of revocation and pay costs. Ms. Stearnes seconded and motion carried.
Curtiss Chapman	RN License No. 97826	Mr. Young moved to accept the consent order of standard TnPAP. Ms. Turnipseed seconded and motion carried.
Amanda Jill Padula	RN License No. 195417	Mr. Young moved to accept the consent order of reprimand and civil penalties. Ms. Heaton seconded and motion carried.
Westley Robertson	RN License No. 166145	Ms. Stearnes moved to accept the consent order of standard TnPAP. Seconded by Mr. Young; motion carried.
Gemmie E. Doty	LPN License No. 36745	Mr. Young moved to accept the consent order to voluntarily surrender license and pay costs. Ms. Turnipseed seconded; motion carried.

Hannah Lanford

Gary W. Criner	RN License No. 150669	Ms. Silvers moved to accept the consent order of standard TnPAP. Seconded by Mr. Earwood; motion carried.
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Samantha R. Faulkner	LPN License No. 83575	Ms. Akins moved to accept the consent order of probation and CEs. Seconded by Mr. Earwood; motion carried.
Tyler A. Greer	RN License No. 170399	Mr. Thompson moved to accept the consent order to voluntarily surrender license. Seconded by Ms. Silvers; motion carried.
David R. Kornguth	RN License No. 146432	Mr. Earwood moved to accept the consent order of standard TnPAP. Seconded by Ms. Akins; motion carried.
Keith Loveday	RN License No. 150449	Ms. Akins moved to accept the consent order of standard TnPAP. Seconded by Mr. Thompson; motion carried.
Taylor K. Wall	RN License No. 198607	Ms. Silvers moved to accept consent order of standard TnPAP. Mr. Earwood seconded; motion carried.
Harold L. Spain	LPN License No. 83519	Ms. Akins moved to accept agreed order to voluntarily surrender license and pay costs. Mr. Thompson seconded; motion carried.
Bruce E. Dyer, Sr.	APRN Certificate No. 14248 RN License No. 136784	Ms. Silvers moved to accept consent order of standard TnPAP. Ms. Akins seconded; motion carried.

Todd Pinckley

Betsy Cothran	RN License No. 124751	Mr. Young moved to accept consent order of standard TnPAP. Ms. Heaton seconded; motion carried.
Jamie S. Henry	Mississippi RN License No. 867381	Ms. Stearns moved to accept the consent order of revoking privilege to practice in Tennessee. Seconded by Mr. Young; motion carried.
Valerie B. Tollison	RN Lic. No. 48000	Ms. Heaton moved to accept the agreed order of standard TnPAP. Seconded by Mr. Young; motion carried.
M. Beth Arnold	RN License No. 86452	Ms. Heaton moved to accept

		consent order of standard TnPAP. Mr. Young seconded; motion carried.
Linda J. Lee	RN License No. 202889	Ms. Heaton moved to accept agreed order to voluntarily surrender license. Ms. Turnipseed seconded; motion carried.

Tracy Alcock

Katharine Vachon	APN Certificate No. 11796 RN License No. 143966	Ms. Stearnes moved to accept the consent order of probation, permanent surrender of pain management clinic certificate, practice restrictions, permanent surrender of DEA for Schedule II drugs, CEs and costs. Seconded by Mr. Young; motion carried.
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Mark Cole

Marlene Edwards	LPN License No. 56474	Mr. Earwood moved to accept the consent order of standard TnPAP. Seconded by Ms. Akins; motion carried.
Lawrence Goodman	RN License No. 89954	Ms. Silvers moved to accept the agreed order standard TnPAP and costs. Seconded by Mr. Thompson; motion carried.
Nicole Sheppard	Maryland RN Lic. No. 196469	Ms. Silvers moved to accept the agreed order of revoking privilege to practice in Tennessee and costs. Seconded by Mr. Earwood; motion carried.
Tonya Prock	RN License No. 108598	Mr. Earwood moved to accept the agreed order to voluntarily surrender license and costs. Seconded by Ms. Silvers; motion carried.
Sarah Boyles	RN License No. 171157	Ms. Silvers moved to accept the

		consent order of standard TnPAP. Seconded by Mr. Thompson; motion carried.
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Matt Gibbs

Andrea Fowler	RN License No. 172712	Ms. Silvers moved to accept the consent order of standard TnPAP. Seconded by Mr. Thompson; motion carried.
Toby Climer	RN License No. 191290	Ms. Silvers moved to accept the consent order of standard TnPAP. Seconded by Mr. Thompson; motion carried.

Samuel Moore

Jennifer Neel	APN Certificate No. 12542 RN License No. 159112	Ms. Silvers moved to accept the consent order of probation, CEs, civil penalties and costs. Seconded by Mr. Earwood; motion carried.
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Caroline Tippens

Stephanie Dawn Hayes	LPN Lic. No. 72920	Ms. Stearnes moved to reject the consent order of probation, CE and civil penalties. Seconded by Ms. Heaton ; motion carried.
Sandra Bigham	RN License No. 106824	Mr. Young moved to accept the consent order of standard TnPAP. Seconded by Ms. Stearnes; motion carried.
Sabra Gentry	APN Certificate No. 18176 RN License No. 137389	Mr. Young moved to accept the consent order of standard TnPAP and civil penalties. Seconded by Ms. Heaton ; motion carried.
Mehry Gast	RN License No. 184774	Mr. Young moved to accept the agreed order to voluntarily

		surrender license, civil penalties and costs. Seconded by Ms. Heaton; motion carried.
Katherine Joy Gunning	LPN License No. 75475	Ms. Turnipseed moved to accept the consent order probation, CE, TnPAP evaluation and practice restrictions. Seconded by Mr. Young; motion carried.
Whinolyn Jardeleza	RN License No. 195809	Mr. Young moved to accept the consent order reprimand, CE and civil penalties. Seconded by Ms. Heaton; motion carried.
Joy L. Ray	RN License No. 182517	Mr. Young moved to accept the consent order of standard TnPAP and civil penalties. Seconded by Ms. Stearns; motion carried.
Sara M. Simpson	LPN License No. 80898	Mr. Young moved to accept the consent order probation, CE and civil penalties. Seconded by Ms. Turnipseed; motion carried.
Falesha M. Wilson	LPN License No. 67423	Ms. Turnipseed moved to accept the consent order to voluntarily surrender license. Seconded by Mr. Young; motion carried.
Alicia Mayo	LPN License No. 54375	Mr. Young moved to accept the agreed order of reprimand, CE, civil penalties and costs. Seconded by Ms. Heaton; motion carried.

Consent Agenda:

- School Announcements
- School Survey Visit(s)
- School Progress Reports
- Executive Director’s report
- Strategic Plan Current Activities
- OGC report
- TnPAP report
- Investigations/Disciplinary Coordinator’s report
- Report from Meetings

- Health Related Boards Report

Ms. Sherfy briefly reviewed progress reports and school announcements. Ms. Sherfy and Ms. Richardson will plan to educate new Deans and Directors at upcoming meetings regarding board policies.

Ms. Silvers moved and seconded by Ms. Akins to adopt the consent order agenda items and reports. Motion carried.

Discuss/Approve Travel –

- Regulation 2030: Summit, Invitational—October 2-3, 2016
- EBAS—October 6-7, 2016--Greeley, CO for two individuals

Ms. Stearnes moved to approve the travel to each as noted above. Mr. Young seconded; motion carried.

Recess – 4:31 p.m.

Reconvene – 8:34 a.m. Thursday, August 4, 2016

Call to Order—Ms. Powell called role.

Present: Brent Earwood, APN; Juanita Turnipseed, APN; Mark Young, APN; Lisa Heaton, RN; Arthur Thompson, LPN; Marietha Silvers, RN; Lee Anne Stearnes, APN; Leslie Akins, APN

Absent: Martha Buckner, RN; Lee Mills, public member; Janell Cecil, RN

A quorum was present.

Welcome and Introduction of Guests:

Mr. Earwood welcomed the Board members and guests in the audience and called for self-introductions. Guests: Sharon Adkins, Executive Director Tennessee Nurses Association.

Staff introduced by Ms. Lund. Attorneys introduced by Mr. Waters.

School Hearings—Ms. Richardson, PHNC2

- **Baptist Memorial College of Health Sciences**— Memphis, TN. Request for approval of letter of intent for BSN to DNP program, adult gerontology acute care practitioner track. Presenting in formation: Dr. Ann Plumb, Dean. Following Dr. Plumb's presentation, Ms. Stearnes made a motion for approval of letter of intent for Baptist Memorial College of Health Sciences' BSN to DNP program, adult gerontology acute care practitioner track. Mr. Young seconded, motion carried.

- **Southern New Hampshire University** – Manchester NH. Request for approval of letter of intent and initial approval of online nursing programs, including: RN to BSN, MSN Generalist, MSN Patient Safety & Quality, Post Master’s Patient Safety & Quality Certificate, MSN Clinical Nurse Leader, MSN Nurse Educator, Post-Master’s Nurse Educator Certificate. Presenting information: Dr. Sherrie Palmieri, Chief Nurse Administrator. Following Dr. Palmieri’s presentation and discussion of the program, Ms. Akins made a motion for initial approval for online programs at Southern New Hampshire University. Ms. Stearnes seconded, motion carried.
- **South College** – Knoxville, TN. Request for letter of intent for online MSN program nursing program with concentration in Nurse Executive track. Presenting information: Dr. Shu-li Chen, Dean. Following Dr. Chen’s presentation and discussion of the program, Ms. Stearnes made a motion to approval for letter of intent South College online MSN program nursing program with concentration in Nurse Executive track. Ms. Heaton seconded, motion carried.

Review of nursing programs out of compliance for two or more consecutive years with the rules relative to passing standard on National Council of State Boards of Nursing Licensure Examination (NCLEX). T.C.A. 63-7-119 and Tennessee Board of Nursing Rules and Regulations of Registered Nurses 1000-01-.05 and Rules and Regulations of Licensed Practical Nurses 1000-02-.05.

- **Tennessee State University** - Nashville, TN. The BSN program is on conditional approval with suspended enrollment since Aug. 2015. Following presentation from Dr. Windia Wilbert and discussion, Mr. Earwood moved to lift the suspension of enrollment and remove the conditional approval status. Mr. Thompson seconded; motion carried. The program plans to enroll in the spring.
- **Lipscomb University** - Nashville, TN. The BSN program is on conditional approval with suspended enrollment since Aug. 2015. Following presentation from Dr. Mary Hesselrode and discussion, Mr. Earwood moved to lift the suspension of enrollment and remove the conditional approval status. Ms. Stearnes seconded; motion carried. A search for a permanent Associate Dean will begin next week.
- **Cleveland State Community College** – Cleveland, TN. Reviewed approval status and progress report of the Associate Degree Nursing Program since the May 2016 board meeting. Following presentation from Dr. Nancy LaBine and discussion, Mr. Earwood moved to continue the suspension of enrollment that was put in place during the May 2016 BON meeting. Ms. Turnipseed seconded; motion carried. The suspension will remain in place until the program can provide evidence of meeting board standards as per Administrative Rule 1000-01-.05 (4) (c) and (5).

- **TN College of Applied Technology - Hartsville**—Hartsville, TN. Reviewed approval status and progress report of the Practical Nursing Program since the May 2016 board meeting. Following presentation from Ms. LouAnn Hall and discussion, Mr. Earwood moved to lift the suspension of enrollment and remove the conditional approval status. Ms. Akins seconded; motion carried.

Consider Vote to Approve Application Review Committee Recommendations – Ms. Turnipseed, APN, Vice Chair and Mr. Mark Water, Deputy General Counsel

8/4/2016	Summary	ARC Recommendation	Board Decision
Jameka Kennedy 819 Jordan Dr Greenwood, IN 46143 RN Endorsement from Indiana DOB 10-23-79	<p>Crime – 96- involuntary manslaughter (originally charged as homicide murder, 16 years old - class C felony – served 7 months and 4 years probation) – discharged from probation on 10/24/00</p> <p>12- DOSL – open ended on CBC, no documentation provided.</p> <p>7/1/2015 charged with: PI, Battery (by bodily waste), Resisting law enforcement; 1/21/2016 convicted of resisting law enforcement (on probation through 1/21/2017) and other charges were dismissed. Required to pay \$773.00 court fees, complete 20 hours community service work and</p>	<p>Deny the RN endorsement application due to guilty of fraud or deceit in procuring or attempting to procure a license to practice nursing (did not list “resisting law enforcement conviction on 1/21/2016 on which she is currently serving probation on the application when asked to list date and type of conviction), guilty of crime (involuntary manslaughter 1996 and resisting law enforcement 1/21/2016; on criminal probation through 1/21/2017) and unfit or incompetent by reason of negligence, habits or other cause (crimes and has not completed psychological/mental health evaluation/treatment ordered by court from conviction on 1/22/2016).</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115(a)(1)(A)(B)(C).</p>	<p>Ms. Silvers moved to accept the ARC recommendation to deny the RN endorsement application. Mr. Earwood seconded and motion carried. This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(B) Is guilty of a crime; (C) Is unfit or incompetent by reason of negligence, habits or other cause.</p>

	<p>undergo a professional evaluation to determine her need for any substance abuse or mental health treatment. Approved to move to Nashville and complete court-ordered conditions in Nashville. Has paid \$160.00 toward court fees, submitted a negative drug screen on 3/1/16, currently compliant on probation as of 5/18/16.</p>		
<p>Mauzie Furlow 1306 Eagle St, Apt D8 Murfreesboro, TN 37130</p> <p>LPN Exam DOB 5/21/1987</p>	<p>Crime – 4/19/2016 pled guilty to aggravated domestic assault and Vandalism < \$500. On probation until 4/19/2017. As of 6/2/2016, has not paid restitution of \$7378.32 or completed any of judgment.</p>	<p>Deny the LPN exam application due to is guilty of crime (aggravated domestic assault and vandalism <\$500.00, on current criminal probation until 4/19/2017) and is unfit or incompetent by reason of negligence, habits or other cause (unable to control herself due to anger in striking a person with a bat shown in the affidavit of complaint submitted by the arresting officer).</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115(a)(1)(B)(C).</p>	<p>Ms. Silvers moved to accept the ARC recommendation to deny the LPN examination application. Mr. Earwood seconded and motion carried. This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(B) Is guilty of a crime; (C) Is unfit or incompetent by reason of negligence.</p>
<p>Cynthia Versch 2108 Sister Court Nolensville, TN</p>	<p>Florida board order of suspension as of 4/28/2016 due to violation of</p>	<p>Deny the RN endorsement application due to is discipline in another state (suspended Florida license -</p>	<p>Ms. Silvers moved to accept the ARC recommendation to deny the RN</p>

<p>37135 File # 211636</p> <p>RN Endorsement Florida RN2161942</p> <p>DOB 12-10-63 Licensed in FL 9/3/1990 to 4/30/17 .</p>	<p>board order from 2010 at maintaining advocacy of IPN.</p> <p>ARC considered an Open Florida complaint Current administrative complaint filed against applicant in Florida as of 7/11/2014, which states Ms. Versch was dismissed from IPN on 3/13/2014 for failing to comply with the terms of her IPN advocacy contract.</p> <p>2/16/2010 – FL stayed revocation, IPN, costs not to exceed \$2,530.80 within 3 years. This board order mentions previous discipline of:</p> <ul style="list-style-type: none"> • 4/23/2008 – FL reprimand, \$500.00 fine, costs and V6B (? Stayed revocation?) for failure to comply with previous IPN contract, failure to report two DUI convictions, 	<p>FL board order of suspension on 4/28/2016), guilty of crime (DUI 01 and felony DUI 07) and unprofessional conduct (violating FL board order signed by applicant on 2/15/2010).</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115(a)(1)(B)(F).</p>	<p>endorsement application. Mr. Thompson seconded and motion carried. This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(B) Is guilty of a crime; (F) Is guilty of unprofessional conduct.</p>
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	<p>CE: Legal Aspects of Nursing and Ethics.</p> <ul style="list-style-type: none"> January 02 – FL stayed revocation, IPN, costs for failing to meet minimal standards and being unable to practice with reasonable skill and safety. <p>Crime: 3/21/2001 – an arrest for DUI with no conclusion noted 9/21/2001 – guilty of DUI misdemeanor, DOSL 5/18/2007 – guilty of felony DUI (DUI alcohol or drugs 3rd violation within 10 years)</p>		
<p>Mary Ridenour 315 Springfield Dr. La Follette, TN 37766 LPN 67753</p> <p>LPN Reinstatement DOB 10/14/83 LPN 8/11/2005 to 10/31/2015</p> <p>KY 2/15/2006 to 6/6/2007</p>	<p>Discipline in KY 12/5/2014 - 12/05/2016 Kentucky denied reinstatement for a period of at least two years (until at least 12/5/2016) and her privilege to practice is suspended for 2 years due to inappropriate wasting of Oxycodone. KY order states Ms.</p>	<p>Deny the LPN reinstatement application due to unprofessional conduct on board order from Kentucky and discipline in Kentucky (privilege to practice suspended until at least 12/5/2016 for inappropriate wasting of Oxcodone).</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115(a)(1)(F).</p>	<p>Ms. Stearnes moved to accept the ARC recommendation to deny the RN endorsement application. Mr. Young seconded and motion carried. This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1) (F) Is guilty of unprofessional conduct.</p>

	<p>Ridenour</p> <p>(d) Has negligently or willfully acted in a manner inconsistent with the practice of nursing;</p> <p>(g) Has misused or misappropriated any drugs placed in the custody of the nurse for administration, or for use of others;</p> <p>(h) Has falsified or in a negligent manner made incorrect entries or failed to make essential entries on essential records;</p>		
<p>Jennifer Huffman 50 Pin Oak Cove Arlington, TN 38002</p> <p>RN Endorsement applicant DOB 5/11/88 MN license 9/17/2012 to 5/31/2014 AR license (single state as of 4/11/2016) 4/27/2014 – 5/31/2016 DC license 11/06/2014 to 6/30/2016</p>	<p>5/31/2016 AR letter of reprimand due to unprofessional conduct. On a type of diversion for crime? Arkansas has shared with TN the letter of reprimand issued 5/31/2016 due to unprofessional conduct, Respondent must complete a course titled, <i>The Nurse and Professional Behaviors and Anger Management</i> within 6 months. Respondent has 30 days to request a formal hearing before the AR BON</p> <p>Marked no to crime, states no conviction</p>	<p>Deny the RN endorsement application due unprofessional conduct in letter of reprimand from the Arkansas board of nursing dated 5/31/2016. (pending charges, next court date set for 12/1/2016)</p> <p>This recommendation is pursuant to Tennessee Code Annotated 63-7-115(a)(1)(F).</p>	<p>Ms. Silvers moved to accept the ARC recommendation to deny the RN endorsement application. Ms. Akins seconded and motion carried.</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(F) Is guilty of unprofessional conduct.</p>

	<p>and no plea of guilt.</p> <p>Arrest date 3/21/2016 – PI, Disorderly conduct, resisting arrest, assault/3rd – all listed as “pending” with next court date 12/1/2016.</p> <p>*AR letter of reprimand: “Respondent, while in police custody, made the following statement to the officer which was recorded on the officer’s body camera: “I can’t wait until you get fucking shot and wind up at the Med and I’m on call. I cannot fucking wait cause I will let your ass fucking die, you stupid piece of shit. People like you...I love when I get cops in my OR. I do all kinds of dumb shit to them when they are asleep.”</p>		
<p>Chadrick W. Owens 236 Spring Valley Road McMinnville, TN 37110 RN 154615</p> <p>RN Reinstatement</p>	<p>Reinstate after board order of revocation; addiction with no evidence of sobriety.</p> <p>3/11/13 – license revoked due to board order violation</p>	<p>Deny the RN restatement application due to unfitness (C) due to addiction (D) (final order March 2013 facts mention inability to maintain TnPAP advocacy and no proof of sobriety since), guilty of unprofessional conduct (F) and has violated board</p>	<p>Motion by Mr. Earwood to defer decision on the RN reinstatement until a future Board meeting. Seconded by Ms. Stearnes; motion carried.</p>

<p>applicant</p> <p>TN license 6/23/2006 to 1/31/2015</p>	<p>(from 2010 order); 7/31/2012 - TSAC suspended: Lifted 1/30/2015</p> <p>9/16/2010 - placed on Probation to run concurrent with TnPAP contract per terms of board order.</p> <p>7/15/2010 - licensed suspended due to Discrepancies wasting medications– given TnPAP;</p>	<p>orders (G) (did not complete board orders from 2010 or 2013).</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(C)(D)(F)(G).</p>	
<p>Tiashia Rollins 4701 Lakeland Dr, apt 31H Flowood, MS 39232</p> <p>APN applicant DOB 12/22/83</p> <p>MS Multi state RN 2/6/2008 to 12/31/2016 LA RN130956 8/27/2010 to 2/1/2011 TX RN 4/5/2011 to 12/17/2014</p>	<p>Discipline TX – warning with stipulations, license placed in INACTIVE status. Requirements for reactivation. Disciplined for filing false reports or falsifying records. Deferred from June ARC due to failure to appear, did not appear at July ARC either.</p> <p>Marked “no” to discipline on application.</p> <p>TX discipline on 7/23/2015.</p> <p>NIPD says on 12/12/12 – 12/13/12 Respondent falsely documented taking</p>	<p>Deny the APRN application due to guilty of fraud or deceit in procuring or attempting to procure a license to practice nursing in Tennessee by failure to mark “yes” to discipline on APRN application, received a Texas agreed board order of sanction of warning with stipulations June 2015.</p> <p>This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(A).</p>	<p>Ms. Akins moved to accept the ARC recommendation to deny the APRN application. Ms. Silvers seconded and motion carried. This recommendation is pursuant to Tennessee Code Annotated §63-7- 115 (a)(1)(A) Is guilty of fraud.</p>

	vital signs, changing the patient's bedding and assessing the patient throughout the night in the medical record of patient. Security video of the patient in his room shows respondent coming in and out of the patient's room but at no time are vital signs taken or a stethoscope seen being used on the patient.		
Julie Norman PO Box 1264 Waynesboro, TN 38485 LPN Renewal TN license 12/11/09- 6/30/16	Crime 7/16/15 - 2 D felonies for manufacture, delivery, sell or possession of schedule III; on criminal probation through 8/16/17.	Deny the LPN renewal due to guilty of crime (on criminal probation through 8/16/17). This recommendation is pursuant to Tennessee Code Annotated 63-7-115 (a)(1)(B).	Ms. Silvers moved to accept the ARC recommendation to deny the LPN renewal application. Ms. Stearnes seconded and motion carried. This recommendation is pursuant to Tennessee Code Annotated §63-7-115 (a) (1) (B) Is guilty of a crime.
Board Orders to be presented by Mark Waters:			
Robin Deering RN 128166 RN Reinstatement applicant	Reinstatement application following voluntary surrender or 11/21/2013 due to guilty of crime, unprofessional conduct of impairment on duty	Deny the RN Reinstatement application due to guilty of crime, unprofessional conduct of impairment while on duty as a nurse. This recommendation is pursuant to Tennessee Code	Ms. Turnipseed moved to accept the ARC recommendation to deny the RN reinstatement application. Ms. Stearnes seconded and motion carried. This recommendation is

	<p>and refusal to take a drug screen. No noted case costs from order.</p> <p>9/7/2006 – board order of suspension for 6 months to be followed by probation due to addiction and diversion. Probation was lifted 12/8/2010.</p> <p>6/11/2007 license place on probation for no less than 3 years to run concurrent to TnPAP contract</p> <p>12/8/2010 probation lifted per compliance with board order</p> <p>11/21/2013 voluntary surrender due to guilty of crime (DUI 09), unprofessional conduct (1/18/12 nodding off at nurse station while on duty at Trevecca, refused to submit to drug screen and was therefore terminated by Trevecca, admitted to an investigator for the board that she refused to submit to the drug screen because she had taken an Ultram and</p>	<p>Annotated 63-7-115 (a)(1)(B)(F).</p>	<p>pursuant to Tennessee Code Annotated §63-7-115 (a)(1)(B) Is guilty of a crime; (F) Is guilty of unprofessional conduct.</p>
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	<p>knew the drug screen would be positive.</p> <p>*has drug screens for ARC to consider. Has letter from addiction therapy counselor.</p>		
<p>Ashley Ryan McFarland</p> <p>RN Reinstatement</p>		<p>Accept the board order of conditional license.</p>	<p>Ms. Stearnes moved to accept the ARC recommendations to grant the RN reinstatement with a civil penalty totaling two thousand dollars (\$2,000.00). Mr. Young seconded. Motion carried.</p>
<p>Karissa Elmore</p> <p>RN Exam</p>		<p>Accept the board order of conditional license.</p>	<p>Mr. Young moved to accept the ARC recommendations to grant the RN license pending applicant passes NCLEX-RN® examination and with the standard TnPAP order. Ms. Stearnes seconded. Motion carried.</p>
<p>Laura White</p> <p>LPN Exam</p>		<p>Accept the board order of conditional license.</p>	<p>Ms. Silvers moved to accept the ARC recommendations to grant the LPN license pending applicant passes NCLEX-PN® examination and with the standard TnPAP order. Mr. Earwood seconded. Motion carried.</p>

Update – Dr. Mitchell Mutter, Director of Special Projects. Dr. Mutter presented the changes to the Tennessee Chronic Pain Guidelines which included ED guidelines. Mr. Young moved to support the document; seconded by Mr. Earwood. Motion carried.

Discuss Medication Aide Proposed Rules – Before opening discussion, Mr. Waters gave an update on the rulemaking process to date. The Board agreed to set a rulemaking hearing tentatively for mid-September, motion carried. Ms. Richardson reported that an item writing workshop would be conducted in November.

Martha M. Gentry Attorney at Law on behalf of Tennessee ARGENTUM; Ann Carr from Leading Age Tennessee; Carolyn Pointer-Neal; Linda Estes RN, BS, NHA Director of Quality and Regulatory Affairs Tennessee Health Care Association; addressed the Board with comments related to the Medication Aide proposed rules. The speakers requested the Board to postpone the rulemaking hearing to provide more time for stakeholders to provide input for the draft rules. They further agreed that they did not want to rush to have the rules in place by January 1, 2017, as the stakeholders would like to have opportunities for input.

Report on Scope of Practice Task Force – Earwood. Mr. Earwood gave an update on the first Scope of Practice Task Force meeting that was held June 23, 2016. Ms. Adkins, Executive Director of Tennessee Nurses Association spoke and will send meeting schedule to board members.

Presentation—Strategic Planning 2016 Environmental Scan—Lund provided a power point presentation regarding the 2016 NCSBN Environmental Scan. Changes in health care, education and nursing regulation driven by technology and economics with the millennial generation were reviewed.

Strategic Planning: Mission, Vision, SWOT—Lund – Will be conducted with board members via survey gizmo.

Vote to appoint a representative to the Pain Clinic rules task force – Ms. Silvers moved to appoint Mr. Mark Young as the representative from the Board of Nursing to the Pain Rules task force. Seconded by Ms. Heaton; motion passed.

Review and Vote to Adopt Position Statements – Ms. Phillips reviewed changes to position statements. After discussion, Ms. Silvers moved to adopt the position statements as written and defer the “Disciplinary Guidelines for Sexual Boundaries Violations” position until next meeting. Ms. Stearnes seconded; motion carried. The Board requested staff to research if other boards such as BME, Pharmacy, Podiatry, Psychology and PT have a position or rule pertaining to sexual boundaries violations.

Vote to support paperless only renewal – Following discussion on the matter, the Board decided to defer a decision until the next meeting. Currently 80% of nurses renew online. The Board requested additional information regarding internet access throughout the state and information on the number of boards of nursing substantially require online renewal.

Discuss/Approve Additional Travel

- Committee Meetings – Chicago, IL 2016-2017 for Sherry Richardson and Linda Johnson

Mr. Earwood moved to approve the travel to each as noted above. Ms. Stearnes seconded; motion carried.

Mr. Thompson left the meeting at 3:00 p.m.

Debrief

- School hearings tend to be lengthy. Staff will stress to schools to be brief and not repeat the information already submitted to the board members.
- There is a delay in reimbursement and the Board would like to receive payment more timely.
- Ms. Adkins, Executive Director of TNA, voiced a concern that if board members do not speak directly into microphone their voice cannot be picked up on live streaming. It is difficult to hear comments and discussion from the meeting.
- Discussion of overprescribing cases. Future meeting may include attorney presentation regarding process for consent/agreed orders, etc.
- Discussion on board assessments – will continue following each meeting.

Adjourn

There being no other business, the meeting of the Tennessee Board of Nursing adjourned at 3:20 p.m., with the next board meeting scheduled November, 2017.